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Thomas C. Stover 22,531
NAME OF APPLICANT, ASSIGNEE, OR REG. REP.
Thomas C. Stover 16 February 2001
SIGNATURE DATE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re CIP application of
Joseph D. Lichtenhan et al.

Group Art Unit:
Examiner:

Filed: herewith and based on
Application No. 09/258,249
Filed: 25 February 1999

For: **ALTERING OF POSS RINGS**

Honorable Commissioner of Patents and Trademarks
Washington D. C. 20231-0001

Sir:

PRELIMINARY RESPONSE

In response to certain salient objections raised in the examination of the above-noted parent Application, the above CIP has been prepared to more fully describe the present invention. That is the POSS general formula, e.g., of claims 1, 3, 18, 20 and 25 have been rewritten to improve the scope and clarity thereof to better cover the more specific compounds defined in claims dependent from the above five broad claims.

Also, suggestions of the Examiner in an Office Action to the parent application dated 16 October 2000 have been incorporated into the respective dependent claims where possible.

Also the objection to the term "selected from the group of" in certain claims, said to be improper Markush language, citing M.P.E.P.2173.05(h) is respectfully traversed. In the last paragraph of that section, on page 2100-151, it is said that, "wherein R is a material "selected from the group consisting of" A, B, C and D, is a proper limitation, then, where an R is A, B, C or D, shall also be considered proper. Thus it is believed that the use of the words "consisting of" is not required, absent a citation to the contrary. Also note, e.g., claims 1, 3, 5, 12 and 18 which are written in the latter style.

Thus the above CIP is believed to include disclosure and claims of improved clarity and definition with more complete general formulas. Accordingly the above CIP can be examined in light of the above additions and perhaps allowable subject matter seen.

In accordance with Section 714.01 of the M.P.E. P., the following information is presented in the event that a call may be deemed desirable by the Examiner: Thomas C. Stover, A/C 781-377-3779.

Respectfully submitted,



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